IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRD DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

Taken Up WRIT PETITION NO : 9262 of 2005

Between:

SK Zamrudh, W/o. Basha,
Dycuas Road, NCC Colony, Nellore.

..... PETITIONER

AND

1 The Station House Officer, Vth Town Police Station, Nellore.
2 The Superintendent of Police, Nellore District, Nellore.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or a Writ, more particularly one in nature of Writ of Habeas Corpus directing the Respondents herein to produce the son of the Petitioner, Viz., Yasdani Basha, S/o. Basha and his wife Munna, before this Hon'ble Court, who were falsely implicated in criminal case by Vth Town Police, Nellore and set them at liberty forthwith.

Counsel for the Petitioner: Through TELEGRAM

Counsel for the Respondents: THE ADVOCATE GENERAL

The Court made the following :

THE HON'BLE SRI JUSTICE GODA RAGHURAM

AND

THE HON'BLE DR. JUSTICE G. YETHIRAJULU

WRIT PETITION NO.9262 OF 2005

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ORDER: (per the Hon'ble Dr. Justice G.Yethirajulu)

A telegram was received by this Court from the petitioner alleging that his son, Yasdani Basha, and daughter-in-law, Munna, were falsely implicated in a criminal case of V-Town Police Station, Nellore and they were illegally detained by the Police. The respondent filed a counter mentioning that Crime No.46 of 2005 for the offences under Section 498-A and 306 of Indian Penal Code (IPC) was registered by the V-Town Police Station, Nellore on 9.4.2005 and the alleged first detenu was arrested on 15.4.2005 and was produced before the II Additional Judicial First Class Magistrate, Nellore on the same day, and he is in judicial custody since then. So far

as the alleged detenu No.2 is concerned, the respondent mentioned in the counter that she is absconding and Police are taking steps to apprehend her, as she is also one of the accused in the crime.

In the light of the averments made by the respondent, the Writ Petition is disposed of.

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(GODA RAGHURAM, J)

3.5.2005

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(G. YETHIRAJULU, J)

bnr/rrb

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Station House Officer, V Town Police Station, Nellore

2. The Superintendent of Police, Nellore District, Nellore

3. 2 copies to Advocate General, High Court Buildings, Hyderabad (OUT)

4. 2 CD copies